

CERTIFICATE OF TRANSMISSION 37 C.F.R. 1.8	
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (Fax No. 703-305-3463).	
<u>July 31, 2002</u> Date	<u>Cynthia L. Levin</u> Signature

FAX RECEIVED
JUL 31 2002
GROUP 3700
PATENT
8/2/02
Brewer

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Daniel B. Baer

Serial No.: 09/814,495

Filed: March 21, 2001

For: METHOD AND APPARATUS FOR
COOLING ELECTRONIC ENCLOSURES

Group Art Unit: 3743

Examiner: L. Ciric

Atty. Dkt. No.: 11564.0034.NPUS00

RESPONSE TO ELECTION REQUIREMENT DATED JULY 1, 2002

Commissioner for Patents
Washington, D.C. 20231

Sir:

This paper is submitted in response to the Election Requirement dated July 1, 2002 for which the date for response is August 1, 2002.

It is believed that no fee is due in connection with this response; however, should any additional fees be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Deposit Account No. 01-2508/10792.0026.NPUS00.

In response to the election requirement that the Examiner imposed, Applicant elects, with traverse, to prosecute claims 1-17, *i.e.*, the claims reading on the embodiment of Fig. 8.

Applicant respectfully submits that all claims are generic, *i.e.*, that all claims read on the various embodiments disclosed in the application. Furthermore, while Applicant agrees that

Figures 6A, 6B and 8 each disclose a different species of the invention, Figures 1-5 generally illustrate generic aspects of the invention common to each species disclosed or that may be used in conjunction with any of the identified species and are unrelated to the defining characteristics of the species vis-à-vis the genus. Furthermore, Figure 7 illustrates in greater detail further aspects of the invention that may be used in conjunction with any of the species disclosed and are therefore unrelated to the defining characteristics of the various species. Reconsideration of the election of species requirement is therefore respectfully requested.

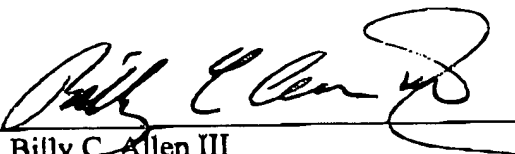
The Examiner is invited to contact the undersigned attorney at 713-268-1388 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,

Date:

7/31/02

By



Billy C. Allen III

Reg. No. 46,147

HOWREY SIMON ARNOLD & WHITE, LLP

750 Bering Drive

Houston, Texas 77057-2198

Telephone: 713.268.1388

Facsimile: 713.787.1440

Attorney for Applicant

FAX RECEIVED

JUL 31 2002

GROUP 3700



750 BERING DRIVE
HOUSTON, TX 77057-2198
PHONE: 713.787.1400 • FAX: 713.787.1440

FAX RECEIVED

JUL 31 2002

GROUP 3700

FACSIMILE COVER SHEET

DATE: 7/31/2002

TO: NAME: Daniel B. Baer

COMPANY: U.S. Patent and Trademark Office

FAX NO: 703-305-3463

FROM: NAME: Billy C. Allen III

CONFIRMATION #: _____ USER ID: 1772

NUMBER OF PAGES, INCLUDING COVER: 3 CHARGE NUMBER: 11564.0034.NPUS00

☐ ORIGINAL WILL FOLLOW VIA:

☐ REGULAR MAIL ☐ OVERNIGHT DELIVERY ☐ HAND DELIVERY ☐ OTHER: _____

☒ ORIGINAL WILL NOT FOLLOW

SUPPLEMENTAL MESSAGE:

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS PRIVILEGED AND CONFIDENTIAL. IT IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

IF THERE ARE ANY QUESTIONS OR PROBLEMS WITH THE TRANSMISSION OF THIS FACSIMILE, PLEASE CALL 713.787.1520.